

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

CHAPTER 47

HOUSE BILL 2218

AN ACT

AMENDING SECTION 48-2986, ARIZONA REVISED STATUTES; RELATING TO IRRIGATION
AND WATER CONSERVATION DISTRICTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 48-2986, Arizona Revised Statutes, is amended to
3 read:

4 48-2986. Award of contract; bond; letting of work without
5 advertising for bids

6 A. At the time and place specified in the advertisement the board
7 shall meet and consider the bids and shall within a reasonable time
8 thereafter accept or reject all or any portion of any bid, or may reject all
9 bids, and shall return deposits of unsuccessful bidders. The board may
10 thereafter proceed to readvertise for such portions of the proposed project
11 as to which no bid was accepted, or the board may proceed to perform the work
12 so advertised under its own direction and supervision.

13 B. The board shall enter into contracts according to the bids as
14 accepted, and shall require from each person with whom a contract is made
15 such bond or bonds as required under ~~the provisions of~~ title 34, chapter 2,
16 article 2. Upon the bond being given and approved, prior deposits of the
17 principal shall be returned.

18 C. The work performed under any contract authorized and executed
19 pursuant to this chapter shall be performed under the direction and to the
20 satisfaction of the district engineer, and by the terms of the contract
21 shall be paid for in cash.

22 D. Nothing contained in this chapter shall be construed to prohibit
23 the district from letting any work required by it without first advertising
24 for bids when the estimated cost of the work does not exceed ~~fifteen~~ THIRTY
25 thousand dollars for construction, ~~ten~~ THIRTY thousand dollars for materials
26 or ~~ten~~ THIRTY thousand dollars for services and the total amount of the
27 contract does not exceed ~~fifteen~~ THIRTY thousand dollars, or when an
28 emergency exists as determined ~~jointly~~ by the board of directors of the
29 district ~~and the state certification board~~.

30 E. THE DOLLAR AMOUNTS PRESCRIBED IN SUBSECTION D SHALL BE DEEMED
31 ADJUSTED ON JULY 1 EACH YEAR BASED ON THE ANNUAL PERCENTAGE CHANGE IN THE
32 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS, UNITED STATES CITY AVERAGE,
33 THAT IS PUBLISHED BY THE UNITED STATES DEPARTMENT OF LABOR, BUREAU OF LABOR
34 STATISTICS, WITH JULY 1, 2010 AS THE BASE YEAR FOR MAKING THAT DETERMINATION.

35 Sec. 2. Emergency

36 This act is an emergency measure that is necessary to preserve the
37 public peace, health or safety and is operative immediately as provided by
38 law.

APPROVED BY THE GOVERNOR APRIL 14, 2010.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 14, 2010.